

BOARD OF COMMISSION APPEALS MINUTES

Thursday, March 28, 2019
1:00 p.m.

111 N. Front Street, Room 204

Commissioners Present: Tim Bass, Roger Farrell, Robert Vogt, Andrew Wall (Chairperson)

Commissioners Absent: Michael Rosen

City Staff Present: James Goodman, Historic Preservation Officer
Connie Torbeck, Assistant Historic Preservation Officer
Wendi S. Bootes, City Attorney's Office
Lara N. Baker-Morrish, City Attorney's Office

- I. CALL TO ORDER – 1:02 p.m.
- II. NEXT BOCA HEARING – To Be Determined
- III. SWEARING IN OF STAFF
- IV. INTRODUCTION OF COMMISSIONERS PRESENT
- V. ACCEPTANCE OF PREVIOUS MINUTES into the PERMANENT RECORD
 - November 15, 2017 Board of Commission Appeals Hearing MinutesMOTION: Vogt/Farrell (4-0-0) APPROVED
- VI. APPEAL APPLICATION FOR CERTIFICATES OF APPROPRIATENESS

HISTORIC RESOURCES COMMISSION

1. 19-3-1

1734 Bryden Road

Andrew H. Stevens (Applicant/Owner)

A Certificate of Appropriateness Appeals Application was received January 16, 2019, requesting appeal directly to the Board of Commission Appeals, on the matter of the Historic Resources Commissions' denial of Certificate of Appropriateness # 18-7-18 (December 20, 2018). Following presentation by the Applicant, and additional discussion, the Applicant specified the reason(s) for appeal, as noted below.

Appeal the December 20, 2018 denial of Certificate of Appropriateness #18-7-18 by the Historic Resources Commission, pursuant to the provisions of Columbus City Code Title 31, Chapter 3116.10 (Procedure Following Denial of a Certificate) and Chapter 3118 (Board of Commission Appeals).

- Reason(s) for Appeal: The Commission decision to deny an Application for a Certificate of Appropriateness was arbitrary, capricious, and unreasonable.
- C.C. 3116:13 – Standards for Site Improvements (A) is vague.
- C.C. 3116:11 – Standards for Alteration (2) - Applicant does not understand how mud and dirt can be historic or an architectural feature. Believes no historical feature is involved (C.C. 3116.05).
- Applicant does not understand the Historic Resources Commissions' discussion regarding other existing retaining walls on Bryden Road from various time periods.



Upon conclusion of the discussion, a motion was made, vote taken, and results entered recorded, as follows:

The Board of Commission Appeals grants the Applicant's appeal based on the standard that the Historic Resources Commissions' decision was arbitrary, capricious, and unreasonable.

MOTION: Bass/Farrell (0-4-0) APPEAL DENIED

VII. OLD BUSINESS

VIII. NEW BUSINESS

IX. ADJOURN

MOTION: Vogt/Farrell (4-0-0) ADJOURNED (1:30 p.m.)